

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

In re:

SAFETY-KLEEN CORP., et al.,  
Debtors.

Case No. 06-0354 (GMS)

**STATUS REPORT REGARDING CLAIM OF SHARON TULLOCK**

Pursuant to D. Del. L.R. 16.2(b), Oolenoy Valley Consulting LLC, as trustee of the Safety-Kleen Creditor Trust hereby submits the following status report with respect to the claim of Sharon Tullock (“Claimant”) addressing each agenda item contained in the Court’s April 13, 2007 Order<sup>1</sup>:

**I. JURISDICTION AND SERVICE**

The Court has subject matter jurisdiction over this proceeding pursuant to 28 U.S.C. §§ 157(b)(6) and 1334. There are no issues regarding personal jurisdiction and no parties remain to be served.

**II. SUBSTANCE OF THE ACTION**

This is a contested matter arising out of the Chapter 11 bankruptcy cases of Safety-Kleen Corp. and its affiliated debtors (the “Debtors”) pending in the United States Bankruptcy Court for the District of Delaware. By its motion filed September 11, 2006, the Trustee seeks an order pursuant to 11 U.S.C. § 502(c) estimating the value of Claimant’s claim,

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<sup>1</sup> In accordance with the Court’s April 13, 2007 Order, counsel for the Trustee has attempted to confer with Claimant regarding the matters required to be addressed in the Joint Status Report. The Trustee has been advised that Claimant’s counsel has withdrawn from the representation and that Claimant is attempting to obtain substitute counsel to represent her with respect to this matter.

No. 11384 pending in the case of Safety-Kleen Systems, Inc. By her claim, Claimant seeks a distribution from the Debtors' estates on account of personal injuries allegedly suffered as the result of contact with a chemical cleaner alleged to have been manufactured by the Debtor.

### **III. IDENTIFICATION OF ISSUES**

The Trustee disputes the Debtors' liability for the injuries alleged by the Claimant. The Trustee also dispute the amount of Claimant's damages should liability be found.

### **IV. NARROWING OF THE ISSUES**

At this time, it does not appear that the issues can be narrowed by agreement or motion. However, as with any case, the issues in dispute may be narrowed through discovery and by decisions on dispositive motions.

### **V. RELIEF**

Claimant is seeking \$5,000,000 in damages as the result of her personal injuries. Damages, if any, would need to be determined by the Court.

### **VI. AMENDMENT OF PLEADINGS**

The Trustee does not currently anticipate any amendment to the pleadings and propose that a cut-off date of May 31, 2007 be placed in the Scheduling Order.

### **VII. JOINDER OF PARTIES**

The Trustee does not currently anticipate the joinder of any additional parties and propose that a cut-off date of May 31, 2007 be placed in the Scheduling Order.

### **VIII. DISCOVERY**

a. Trustee's Statement. The Trustee served written discovery requests directed to the issues raised in the Claimant's claim on November 29, 2006. To date, Claimant has not responded.

b. The Trustee believes that fact depositions should be limited to five per party with a limit of seven hours per deposition, subject to either party requesting additional depositions and/or time upon a showing of good cause. The Trustee also believes that all fact and expert discovery should be instituted so that it is completed on or before August 27, 2007.

c. The Trustee believes that Claimant should identify and serve initial expert reports for her experts on or before June 30, 2007 with the Trustee to identify and serve initial reports for its experts, if any, by August 15, 2007. The Trustee further believes that expert depositions should be permitted of all identified testifying experts, including any treating physicians or medical experts, subject to the limits noted above. The Trustee does not believe that any less costly or less time consuming methods are available to obtain the necessary information.

#### **IX. ESTIMATED TRIAL LENGTH**

The Trustee believes that the trial in this matter will last approximately one day.

#### **X. JURY TRIAL**

No jury trial has been requested and the Trustee does not believe that there is a right to a jury trial in an estimation proceeding conducted pursuant to 11 U.S.C. § 502(c).

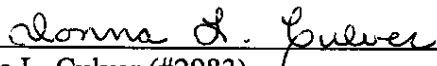
#### **XI. SETTLEMENT**

At this time there have not been any substantive settlement discussions. The parties believe that this matter might be properly referred to the United States Magistrate for the purpose of exploring the possibility of a settlement.

## **XII. STATEMENT OF CONFERENCE**

The undersigned counsel has attempted to confer with counsel for the Claimant concerning the above-referenced matters.

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Counsel for Oolenoy Valley Consulting LLC, as  
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April 25, 2007

**CERTIFICATE OF SERVICE**

I, Donna L. Culver, certify that I am not less than 18 years of age, and that service of the foregoing **Joint Status Report Regarding Claim Of Sharon Tullock** was caused to be made on April 25, 2007, in the manner indicated upon the parties identified on the attached service list.

Date: April 25, 2007

/s/ Donna L. Culver

Donna L. Culver (#2983)

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